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21 **UNITED STATES DISTRICT COURT**

22 **DISTRICT OF NEVADA**

23 RODNEY MOTT,

24 Plaintiff,

25 vs.

26 TRINITY FINANCIAL SERVICES, LLC; and
27 TRINITY RECOVERY SERVICES, LLC,

28 Defendants.

Case No.: 2:17-cv-01754-RFB-GWF

**STIPULATION FOR EXTENSION OF
TIME
(FIRST REQUEST)**

29 Pursuant to LR 6-1 and LR 26-4, Plaintiff and Defendants Trinity Financial Services,
30 LLC and Trinity Recovery Services, LLC (collectively, “Defendants”), by and through their
31 respective counsel of record, hereby stipulate and request that this Court extend the discovery
32 deadline by sixty (60) days. At this time, the parties are not seeking an extension of any other
33 STIPULATION FOR EXTENSION OF TIME(FIRST REQUEST) - 1

1 discovery deadlines but reserve the right to request in the future depending on adjudication of
2 Plaintiff's Motion for Leave to Amend, ECF Dkt. 8. In support of this Stipulation and Request,
3 the parties state as follows:

4 **I. DISCOVERY COMPLETED TO DATE**

5 1. Plaintiff filed the instant complaint on June 26, 2017. ECF Dkt. 1.
6 2. On August 4, 2017, Defendants filed their answers. ECF Dkt. 4, 5.
7 3. On September 15, 2018, Plaintiff served his Initial Disclosures.
8 4. On September 18, 2017, Plaintiff moved for leave to amend his complaint. ECF
9 Dkt. 8.

10 5. On September 28, 2017, the Court granted the parties' stipulated protective order.
11 ECF Dkt. 11.

12 6. On October 10, 2017, the Court granted the parties' stipulated discovery plan and
13 scheduling order. ECF Dkt. 17.

14 7. On October 13, 2017, Plaintiff propounded his First Set of Requests for
15 Production and Interrogatories on Defendants.

16 8. On November 17, 2017, Defendants responded to Plaintiff's First Set of Requests
17 for Production and Interrogatories.

18 9. On December 9, 2017, Plaintiff served his First Supplemental Disclosures.

20 10. On December 12, 2017, the parties conducted a Rule 26-7 conference regarding
21 Defendants' responses to Plaintiff's First Set of Requests for Production and Interrogatories.

22 11. On January 25, 2018, Defendants provided their First Supplemental Responses to
23 Plaintiff's First Set of Requests for Production and Interrogatories.

24 12. On February 9, 2018, the parties submitted an interim status report. ECF Dkt. 22.

25 13. On March 20, 2018, Plaintiff propounded his Second Amended Notes of
26 Deposition on Defendants, setting the date of the depositions of both defendants for April 9,
27 STIPULATION FOR EXTENSION OF TIME(FIRST REQUEST) - 2
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2018.

2 14. On March 22, 2018, Plaintiff served his Second Supplemental Disclosures.

3 **B. Specific Description of Discovery that Remains to be Completed**

4 1. The depositions of Defendants;

5 2. Depositions and discovery to any third party witnesses; and,

6 3. Any necessary additional written discovery.

7 **C. Reasons Why the Remaining Discovery Was Not Completed**

8 The parties aver, pursuant to LR 6-1, that good cause and excusable neglect exists for the
9 requested extension. Plaintiff propounded his notices of deposition timely on March 20, 2018,
10 setting the depositions of Defendants for April 9, 2018; however, he was informed shortly
11 thereafter that opposing counsel will be out of the country from April 6-20, making it impossible
12 to take the depositions prior to the current discovery cutoff. Plaintiff only became aware of this
13 fact after propounding the deposition notices. The parties have acted expeditiously to remedy
14 this unexpected scheduling issue, and are working in good faith to arrange deposition dates, with
15 depositions to occur likely in late April or early May.

16 In order to facilitate the orderly process of taking Defendants' depositions, the parties
17 request a sixty (60) day extension of the discovery deadline. This is their first request to extend
18 any of the case deadlines.

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28 STIPULATION FOR EXTENSION OF TIME(FIRST REQUEST) - 3

D. Proposed Discovery Deadlines

| <u>Event</u> | <u>Current Deadline</u> | <u>Proposed New Deadline</u> | |
|---------------------------------------|---|--|-----------------|
| Close of Discovery | April 11, 2018 | May 11, 2018 | June 11, 2018 |
| Deadline to Amend Pleadings | January 11, 2018 | Same | |
| Deadline to Disclose Initial Experts | February 12, 2018 | Same | |
| Deadline to Disclose Rebuttal Experts | March 14, 2018 | Same | |
| Dispositive Motions | May 11, 2018 | June 11, 2018 ¹ | July 11, 2018 |
| Pre-Trial Order | June 11, 2018 (or 30 days after dispositive motions are adjudicated) ² | July 11, 2018 (or 30 day after dispositive motions are adjudicated) | August 13, 2018 |

IT IS SO STIPULATED.

Dated March 26, 2018

/s/ Miles N. Clark

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Recovery Services, LLC

ORDER

IT IS SO ORDERED.

Dated: March 27, 2018

George Foley Jr.
UNITED STATES MAGISTRATE JUDGE

¹ June 10, 2018 is a Sunday.

² June 10, 2018 is a Sunday.